

UNITED STATES DISTRICT COURT  
Northern District of Indiana  
South Bend Division

|                        |   |                          |
|------------------------|---|--------------------------|
| HEARTLAND RECREATIONAL | ) |                          |
| VEHICLES, LLC,         | ) |                          |
| Plaintiff,             | ) |                          |
|                        | ) |                          |
|                        | ) |                          |
| v.                     | ) | CASE NO.: 3:08-cv-490 JD |
|                        | ) |                          |
| FOREST RIVER, INC.,    | ) |                          |
| Defendant.             | ) |                          |

**NOTICE OF WITHDRAWAL OF SUBPOENA TO NON-PARTY RV DAILY REPORT**

On December 10, 2010, Heartland Recreational Vehicles, LLC ("Heartland") issued a subpoena *duces tecum* to non-party RV Daily Report under the jurisdiction of the United States District Court for the District of Arizona.

Heartland has reached an agreement with the RV Daily Report regarding the subpoena. Pursuant to that agreement, Heartland will not seek to enforce compliance with the subpoena. Forest River, Inc.'s Motion for Enforcement of Scheduling Order and for Protective Order to Prevent Enforcement of Heartland's Post-Discovery Subpoena to RV Daily Report is now moot.

Respectfully submitted,

BAKER & DANIELS LLP

By: /s/ David P. Irmischer  
 David P. Irmischer (#15026-02)  
 Peter A. Meyer (#27968-53)  
 111 East Wayne, Suite 800  
 Fort Wayne, Indiana 46802  
 Tel: 260.424.8000  
 Fax: 260.460.1700  
 david.irmscher@bakerd.com  
 peter.meyer@bakerd.com

ATTORNEYS FOR HEARTLAND

**CERTIFICATE OF SERVICE**

The undersigned counsel for plaintiff Heartland Recreational Vehicles, LLC, hereby certifies that a copy of the foregoing was served upon the following, this 13<sup>th</sup> day of January, 2011, by operation of the Court's electronic filing system:

Ryan M. Fountain  
420 Lincoln Way West  
Mishawaka, Indiana 46544-1902

*/s/ David P. Irscher* \_\_\_\_\_

David P. Irscher